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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. 41942-05556	
In Re Application Of: DEKKER, Andreas L.						
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
10/790,950	March 2, 2004	Not Yet Assigned	25231	3736	2167	
Title: MONITORING PHYSIOLOGICAL PARAMETERS BASED ON VARIATIONS IN A PHOTOPLETHYSMOGRAPHIC SIGNAL						
Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450						
37 CFR 1.97(b)						
1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.						
37 CFR 1.97(c)						
2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:						
<div style="margin-left: 40px;"> <input type="checkbox"/> the statement specified in 37 CFR 1.97(e); </div>						
OR						
<div style="margin-left: 40px;"> <input type="checkbox"/> the fee set forth in 37 CFR 1.17(p). </div>						

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.

41942-05556

FEB 0 8 2005

In Re Application: DEKKER, Andreas L.

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10/790,950	March 2, 2004	Not Yet Assigned	25231	3736	2167

Title:

MONITORING PHYSIOLOGICAL PARAMETERS BASED ON VARIATIONS IN A PHOTOPLETHYSMOGRAPHIC SIGNAL

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☐ The Director is hereby authorized to charge and credit Deposit Account No. _____ as described below.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☐ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

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February 2, 2005

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Bobbie D. Simon

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Kent A. Fischmann
Signature

Dated: February 2, 2005

Kent A. Fischmann, Esq.

Registration No. 35,511

MARSH FISCHMANN & BREYFOGLE LLP

3151 South Vaughn Way, Suite 411

Aurora, Colorado 80014

(720)562-5501

CC:



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

DEKKER, Andreas Lubbertus

Serial No.: 10/790,950

Filed: March 2, 2004

Confirmation No.: 2167

Atty. File No.: 41942-05556

For: "Monitoring Physiological Parameters
Based on Variations in a
Photoplethysmographic Signal"

) Group Art Unit: 3736

)

) Examiner: Not Yet Assigned

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) INFORMATION DISCLOSURE STATEMENT

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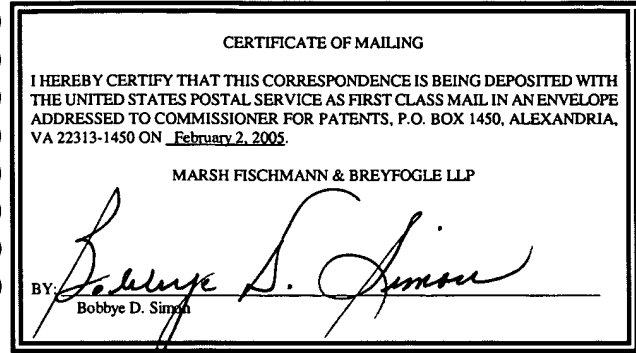
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Dear Sir:

Pursuant to Applicant's duty of disclosure under 37 CFR § 1.56 and 37 CFR §§ 1.97-1.98, Applicant hereby submits the enclosed PTO Form 1449, although Applicant does not admit that any of such documents, alone or in any combination, is considered to be material to patentability as defined in 37 CFR § 1.56(b). Moreover, the inclusion of these documents is not to be construed as an admission by Applicant that each such document is prior art as to the above-identified application.

Pursuant to the Official Gazette Notice of August 5, 2003, copies of any U.S. Patents or published U.S. Patent Applications are not being submitted herewith. Copies of any foreign patent and non-patent documents are submitted herewith.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

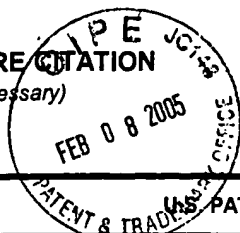
By: 

Kent A. Fischmann, Esq.
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3151 South Vaughn Way, Suite 411
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(720)562-5501

Date: February 2, 2005

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



ATTY DOCKET NO.

41942-05556

SERIAL NO.

10/790,950

Applicant: Dekker

FILING

March 2, 2004

GROUP

3736

PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	a.	3,704,706	12/05/1972	Herczfeld et al.	128	2	
	b.	4,306,567	12/22/1981	Krasner	128	671	
	c.	4,379,460	04/12/1983	Judell	128	671	
	d.	4,404,974	09/20/1983	Titus	128	670	
	e.	4,765,340	08/23/1988	Sakai et al.	128	633	
	f.	4,781,201	11/01/1988	Wright et al.	128	671	
	g.	4,863,265	09/05/1989	Flower et al.	356	41	
	h.	4,869,254	09/26/1989	Stone et al.	128	633	
	i.	4,884,578	12/05/1989	Morgenstern	128	670	
	j.	4,958,638	09/25/1990	Sharpe et al.	128	653	
	k.	5,078,136	01/07/1992	Stone et al.	128	633	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

INFORMATION DISCLOSURE CITATION*(Use several sheets if necessary)*

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U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	l.	5,111,817	05/12/1992	Clark et al.	128	633	
	m.	5,170,794	12/15/1992	Reiche	128	671	
	n.	5,368,224	11/29/1994	Richardson et al.	128	633	
	o.	5,385,144	01/31/1995	Yamanishi et al.	128	633	
	p.	5,396,893	03/14/1995	Oberg et al.	128	671	
	q.	5,423,322	06/13/1995	Clark et al.	128	672	
	r.	5,431,159	07/11/1995	Baker et al.	128	633	
	s.	5,482,036	01/09/1996	Diab et al.	128	633	
	t.	5,490,505	02/13/1996	Diab et al.	128	633	
	u.	5,553,615	09/10/1996	Carim et al.	128	633	
	v.	5,555,882	09/17/1996	Richardson et al.	128	633	

FOREIGN PATENT DOCUMENTS

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OTHER DOCUMENTS *(Including Author, Title, Date, Pertinent Pages, Etc.)*

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	w.	5,575,284	11/19/1996	Athan et al.	128	633	
	x.	5,623,933	04/29/1997	Amano et al.	128	687	
	y.	5,755,229	05/26/1998	Amano et al.	128	687	
	z.	5,766,127	06/16/1998	Pologe et al.	600	310	
	aa.	5,776,071	07/07/1998	Inukai et al.	600	493	
	bb.	5,830,137	11/03/1998	Scharf	600	323	
	cc.	5,853,364	12/29/1998	Baker, Jr. et al.	600	300	
	dd.	5,862,805	01/26/1999	Nitzan	128	898	
	ee.	5,865,167	02/02/1999	Godik	128	133	
	ff.	5,865,756	02/02/1999	Peel III	600	490	
	gg.	5,885,213	03/23/1999	Richardson et al.	600	336	

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OTHER DOCUMENTS *(Including Author, Title, Date, Pertinent Pages, Etc.)*

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	hh.	5,902,235	05/11/1999	Lewis et al.	600	323	
	ii.	5,919,134	07/06/1999	Diab	600	323	
	jj.	5,931,779	08/03/1999	Arakaki et al.	600	310	
	kk.	5,934,277	08/10/1999	Mortz	128	633	
	ll.	5,954,644	09/21/1999	Dettling et al.	600	322	
	mm.	5,971,930	10/26/1999	Eighazzawi	600	483	
	nn.	5,997,482	12/07/1999	Vaschillo et al.	600	484	
	oo.	6,011,985	01/04/2000	Athan et al	600	322	
	pp.	6,028,311	02/22/2000	Sodickson et al.	250	343	
	qq.	6,067,462	05/23/2000	Diab et al.	600	310	
	rr.	4,510,944	04/16/1985	Porges	128	687	

FOREIGN PATENT DOCUMENTS

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	ss.	4,777,960	10/18/1988	Berger et al.	128	706	
	tt.	4,860,759	08/29/1989	Kahn et al.	128	668	
	uu.	4,899,760	02/13/1990	Jaeb et al.	128	696	
	vv.	4,930,517	06/05/1990	Cohen et al.	128	671	
	ww.	4,960,129	10/02/1990	DePaola et al.	128	695	
	xx.	4,972,842	11/27/1990	Korten et al.	128	716	
	yy.	5,033,472	07/23/1991	Sato et al.	128	691	
	zz.	5,273,036	12/28/1993	Kronberg et al.	128	633	
	aaa.	5,511,553	04/30/1996	Segalowitz	128	696	
	bbb.	5,980,463	11/09/1999	Brockway et al.	600	485	
	ccc.	6,064,910	05/16/2000	Andersson et al.	607	20	

FOREIGN PATENT DOCUMENTS

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							YES	NO

OTHER DOCUMENTS *(Including Author, Title, Date, Pertinent Pages, Etc.)*

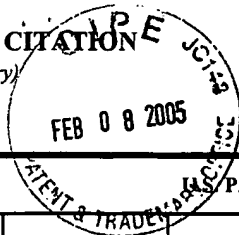
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Docket Number (Optional)

41942-05556

Application Number

10/790,950

Applicant(s)

Dekker

Filing Date

March 2, 2004

Group Art Unit

3736

PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	ddd.	4,858,638	08/22/1989	Cseri	137	115	
	eee.	5,842,979	12/01/1998	Jarman	600	322	
	fff.	5,993,893	11/30/1999	Kikuchi	427	8	
	ggg.	4,813,427	03/21/1989	Schlaefke et al.	128	671	
	hhh.	6,027,455	02/22/2000	Inukai et al.	600	490	
	iii.	6,099,481	08/08/2000	Daniels et al.	600	538	
	jjj.	6,129,675	10/10/2000	Jay	600	485	
	kkk.	6,155,992	12/05/2000	Henning et al.	600	583	
	lll.	6,480,733	11/12/2002	Turcott	600	516	
	mmm.	6,081,742	06/27/2000	Amano et al.	600	513	
	nnn.	6,702,752	03/09/2004	Dekker			

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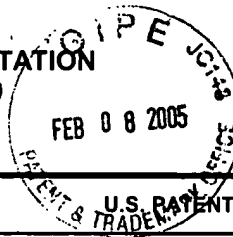
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	ooo.	6,805,673	10/19/2004	Dekker			
	ppp.	6,709,402	03/23/2004	Dekker			
	qqq.	US2003-0163050	08/28/2003	Dekker			

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